

ORIGINAL 2 to CFW/0  
IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

DESMOND V. GAYLE,  
Plaintiff,

v.

WARDEN HOGAN and  
DEPUTY BOWEN,  
Defendants.

CIVIL NO. 1:CV-01-1282

(JUDGE WILLIAM W. CALDWELL) ✓

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8/27/02  
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**FILED**  
HARRISBURG, PA

AUG 22 2002

**MOTION FOR SUMMARY JUDGMENT**  
**OF WARDEN HOGAN DEPUTY BOWEN**

MARY E. D'ANDREA, CLERK  
Per 5/8

AND NOW, come Defendants, Warden Hogan and Deputy Bowen, by and through Donald L. Reihart, Esquire, Assistant Solicitor for York County, Pennsylvania, and move Your Honorable Court to enter summary judgment in their favor, based upon the pleadings, affidavits, and other documents produced, and the Statement of Facts which is submitted herewith, for it is contended that as to the claims alleged, there is no genuine issues of material fact to be tried, and that Defendants are entitled to judgment as a matter of law.

Respectfully submitted,

By: Donald L. Reihart

Donald L. Reihart, Esquire  
Sup. Ct. I.D. #07421  
2600 Eastern Boulevard  
Suite 204  
York, PA 17402-2904  
Telephone (717) 755-2799  
Assistant Solicitor for York County

Date: 8-21-02

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DESMOND V. GAYLE  
Plaintiff,

v.

WARDEN HOGAN and  
DEPUTY BOWEN,  
Defendants.

CIVIL NO. 3:CV-01-1282

(JUDGE WILLIAM W. CALDWELL)

**CERTIFICATE OF SERVICE**

I, Donald L. Reihart, Esquire, Assistant Solicitor for York County, hereby certify that a true and correct copy of the foregoing Motion for Summary Judgment of the Defendants, Warden Hogan and Deputy Bowen, was caused to be served on the date shown below by depositing same in the United States mail, first-class, postage prepaid, addressed as follows:

Desmond Gayle  
Tangipanoa Parish Prison  
P.O. Box 250  
Amite, LA 70422

Respectfully submitted,

By: 

Donald L. Reihart, Esq.  
Sup. Ct. I.D. #07421  
2600 Eastern Boulevard, Suite 204  
York, PA 17402-2904  
Telephone (717) 755-2799

Date: 8-21-02

Assistant Solicitor for York County